

**THE CHANCERY COURT FOR LEWIS COUNTY
AT HOHENWALD, TENNESSEE**

IN RE:

SENTINEL TRUST COMPANY

NO. 4781

9:37
AM**FILED**

DEC 08 2004

PMJANET WILLIAMS, CLERK & MASTER
BY: Selena W. D.C.

**MOTION BY COMMISSIONER-IN-POSSESSION AND RECEIVER FOR
PROCEEDINGS TO CONTINUE WITH JUDGE DAVIES PRESIDING**

The Commissioner-in-Possession and Receiver respectfully move for the proceedings of this Receivership to continue before the Honorable R.E. Lee Davies. The reason for this request is that the normal rotation of judges in this circuit will have another judge covering the Lewis County Chancery Court docket beginning January 1, 2005, and Judge Davies has become very familiar with this action and the details and complexities presented by this Receivership. Since the institution of this action on May 18 2004, Judge Davies has presided over the proceedings and addressed all matters before him. He has ruled upon motions brought and opposed in this case on nearly every Lewis County Chancery Court motion docket since May 18, 20004. The Commissioner-in-Possession and Receiver envision that further matters will be brought before the Court on a regular basis going forward. Those matters necessarily will involve matters previously decided by Judge Davies and/or with which Judge Davies would be familiar. Accordingly, judicial efficiencies clearly weigh in favor of having Judge Davies continue to preside over the Sentinel Trust Receivership proceedings.

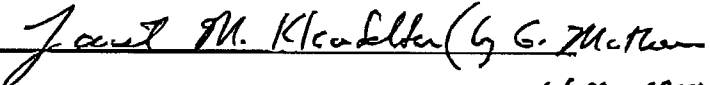
In requesting this relief, the Commissioner-in-Possession and Receiver do not request transfer of the venue of this action -- it will still be a Lewis County Chancery Court action with filings made with the Lewis County Clerk & Master. Although it is not expected that a jury

issue would arise in this Receivership, if such occurs, then the jury pool would be that normally called by the Lewis County Clerk & Master. It is requested, however, that hearings on motions occur in Franklin, Tennessee on the Court's regular Williamson County motion days, unless otherwise instructed by the Court (which is more convenient to all counsel of record, save Mr. Peluso). Chambers copies of filings can be delivered to Judge Davies in Franklin, Tennessee for his review and study prior to hearings on matters arising from this action (this practice has already been followed by various counsel in this action on various motions).

Respectfully, the logistical issues of making sure Judge Davies has an appropriate record at his disposal when ruling on matters can be addressed and do not outweigh the judicial efficiencies that will be realized if a judge very familiar with an extremely complicated case continues as judge on the matter.

Accordingly, the Commissioner-in-Possession and Receiver request that Judge Davies continue to be the judge presiding over this Receivership proceeding.

Respectfully submitted,


Janet M. Kleinfelter, Senior Counsel *(by permission)*

Office of the Attorney General

Financial Division

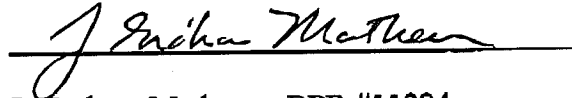
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*Counsel for the Hon. Kevin P. Lavender,
Commissioner-in-Possession of Sentinel
Trust Company, in Liquidation*

A handwritten signature in cursive script, reading "J. Graham Matherne", is written over a horizontal line.

J. Graham Matherne, BPR #11294

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